C-482 No. 531 of 2001
Old No. (2443 of 1997)

Hon'ble Irshad Hussain, J.

None appear for the petitioners. Heard Sri H.C.Pandey learned A.G.A. and perused the record.

This petition was preferred under section 482 of the Code of Criminal Procedure (for short 'Code') against the impugned order dated 10-4-1997 passed by the learned Sessions Judge in sessions trial no. 186/1995, whereby the application to recall P.W.1 (Dhan Prakash) had been dismissed . The application for recall was preferred under section 311 of the 'Code'. No stay was granted when the petition was presented and there can be no doubt that by now the sessions trial must have been decided on merit.

Considering this, the petition has been rendered infructuous and the same is dismissed as such. Consign.

(Irshad Hussain, J.)

Dated:12-4-2004
ISB